IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE THIRTIETH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT APPEAL NO : 790 of 2000

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 17th April, 2000 in WP NO: 25165 OF 1999 on the file of the High Court.)

Between:

1. T.R.Viniod Singh(died)son of R.Ramnarayan Singh, aged 37 years, resident of 1-3-3/C, Kavadiguda, Hyderabad.
2. R.Ramnarayan Singh son of late Ram Singh, aged 65 years,
3. Smt. Vasantha Devi son of R.Ram,narayan Singh, aged 58 years.

(Petitioners 2 and 3 brought on record as L.Rs.of deceased petitioner as per court order dated 7-12-2004 in W.A.M.P.No.1153 of 2002)

APPELLANT

And

Transmission Corporation of Andhra Pradesh Vidyuth Sioudha, Khairatabad, Hyderabad represented by its Director, Distribution & HRD.

RESPONDENT

Counsel for the Appellant: MR.G.VIDYASAGAR

Counsel for the Respondent: Mr. Ravindranadh

The Court made the following :

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JUDGMENT : (Per the Honourable Smt. Justice T.Meenakumari)

This writ appeal is filed by the writ petitioner-appellant herein aggrieved by the order in W.P. No:25165 of 1999, under which the learned single Judge disposed of the said writ petition by recalling the interim order dated 8-12-1999.

In view of the fact that the writ petitioner is facing a criminal case under section 498 A of the Indian Penal Code, under regulation 11 of the A.P. State Electricity Board Employees Disciplinary and Appeal Regulations, the respondent-Corporation placed the writ petitioner under suspension. While admitting the writ petition, the said suspension order was stayed and at the time of disposal of the main writ petition, the learned single Judge has recalled the interim order granted on 8.12.1999. Challenging the same, the present writ appeal has been preferred by the writ petitioner. During the pendency of the appeal, the writ petitioner died and his legal representatives were brought on record.

During the pendency of this appeal, the legal representatives have also filed an application in W.A.M.P.No:3660 of 2004 seeking to release the terminal benefits. In view of the death of the writ petitioner, nothing survives to proceed in this appeal and as such, instead of considering the W.A.M.P., the main writ appeal is disposed of.

In the facts and circumstances of the case and in view of the fact that the legal representatives of the writ petitioner have already been brought on record, without expressing any opinion on the merits of the case, We deem it appropriate to direct the respondent to release the terminal benefits to the legal representatives of the deceased writ petitioner in accordance with the regulations of the Corporation within a period of eight weeks from the date of receipt of a copy of this order.

Accordingly, the appeal is disposed of. No costs.

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Justice T.Meena Kumari

Date : 30th December, 2004

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Justice S.Ananda Reddy

Dvs/Gurc.

Copies to:

1. The Director,Transmission Corporation of Andhra Pradesh Vidyuth Soudha, Khairatabad, Hyderabad, Distribution & HRD.

2.Two C.D. file.

THE HONOURABLE SMT. JUSTICE T.MEENA KUMARI

&

THE HONOURABLE SRI JUSTICE S.ANANDA REDDY

W.A. No.790 of 2000

(Order delivered by the Honourable Smt.Justice T.Meenakumari)

30th December, 2004